

**LEGISLATIVE SERVICES AGENCY
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FISCAL IMPACT STATEMENT

LS 7407

BILL NUMBER: SB 433

NOTE PREPARED: Feb 23, 2009

BILL AMENDED: Feb 23, 2009

SUBJECT: Automotive Mobility Dealers.

FIRST AUTHOR: Sen. Yoder

FIRST SPONSOR:

BILL STATUS: 2nd Reading - 1st House

FUNDS AFFECTED: ☒ **GENERAL**
☒ **DEDICATED**
☐ **FEDERAL**

IMPACT: State

Summary of Legislation: (Amended) This bill:

- (1) provides that automotive mobility dealers must be licensed with the Secretary of State (SOS) in order to sell, service, or install adapted vehicles;
- (2) requires the SOS to establish requirements by rule for an initial application for and renewal of an automotive mobility dealer's license;
- (3) requires an applicant for a license to be: (a) an automobile auctioneer; (b) a converter manufacturer; (c) a dealer; (d) a distributor; (e) a distributor branch; (f) a distributor representative; (g) a factory branch; (h) a factory representative; (i) a manufacturer; (j) a transfer dealer; (k) a wholesale dealer; or (l) an automotive mobility dealer; to maintain a bond satisfactory to the SOS as a condition of licensing and requires that the money received from licenses and permits from certain of these professions be divided among the Dealer Compliance Account, the Motor Vehicle Highway Account (MVHA), the State Police, and the Attorney General for use in enforcing odometer laws; and
- (4) makes corresponding changes.

Effective Date: Upon passage; July 1, 2009.

Explanation of State Expenditures: Establishing requirements by rule will be accomplished through existing rule-making procedures and within the existing level of resources available to the agency. The fund affected is the state General Fund.

Explanation of State Revenues: (Revised) (3) *Revenue from Licenses and Permits.* Total revenue from this fund has averaged about \$800,000 for the last five fiscal years. Changing the allocation of the revenue will mean a gain for some funds and a loss for others. The table below shows the results of the reallocation.

Fund	Current Distribution	Proposed Distribution	Change
Secretary of State	\$240,000 (30%)	\$240,000 (30%)	\$0
MVHA *	\$560,000 (70%)	\$320,000 (40%)	(\$240,000)
AG **	\$0	\$80,000 (10%)	+\$80,000
ISP ***	\$0	\$160,000 (20%)	+160,000
TOTAL	\$800,000	\$800,000	\$0
*Motor Vehicle Highway Account **Attorney General ***Indiana State Police.			

There will be additional revenues from the one-year license (for \$20) for automotive mobility dealers estimated at \$660 per year; however, it is not specified in the bill where the \$660 is to be distributed.

Background Information: A web search reveals that there are 33 mobility dealers in Indiana.

The MVHA may be used for road construction, reconstruction, and maintenance for cities, towns, and counties. The MVHA also supports entirely the operation of the BMV, a significant part of the operation of the Department of Transportation, about 61% of the operation of the State Police, and part of the operation of the state Department of Revenue.

Explanation of Local Expenditures:

Explanation of Local Revenues: See *Explanation of State Revenues* regarding distribution of MVHA funds.

State Agencies Affected: Secretary of State; State Police; Attorney General.

Local Agencies Affected: Cities, towns, and counties.

Information Sources:

Fiscal Analyst: James Sperlik, 317-232-9866.